



FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL

Memorandum

TO: Director, Reference Information Center
Chief, Media Bureau

FROM: *DMA*
Daniel M. Armstrong
Associate General Counsel

SUBJECT: *Madgekal Broadcasting, Inc. v. FCC & USA*, No. 04-1202 and *Citicasters Licenses, L.P. v. FCC & USA*, No. 04-1204. Filing of two Petitions for Review in the United States Court of Appeals for the District of Columbia Circuit.

DATE: July 13, 2004

This is to advise you that, on June 28, 2004, Madgekal Broadcasting, Inc. and Citicasters Licenses, L.P. filed Petitions for Review in the U.S. Court of Appeals for the D.C. Circuit, pursuant to 47 U.S.C. 402(a), of the following order: *Amendment of Section 73.202(b), FM Table of Allotments, FM Broadcast Stations, (Banks, Redmond, Sunriver and Corvallis, Oregon), et al.*, MM Docket Nos. 96-7 and 96-12, and File No. BPH-960206IE, 19 FCC Rcd 10068 (2004).

Petitioners seek review of the above-referenced order that denied a proposed settlement between the licensees of Station KFLY(FM), Corvallis, Oregon, and Station KVMX(FM), Banks, Oregon, in a contested proceeding involving proposed amendments to the FM Table of Allotments. The order also denied the one-step upgrade requested for Station KFLY(FM), granted an upgrade and amended the FM Table requested for Station KVMX, and allotted Channel 264C3 to The Dalles, Oregon, as requested by another party.

The Court has docketed these cases as Nos. 04-1202 and 04-1204 and consolidated them. The attorney assigned to handle the litigation of these cases is Roberta L. Cook.